

10/567749

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February 10, 2006

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Commissioner of Patents
U.S. Patent and Trademark Office
Customer Service Window, MS PCT
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Re: Entry into National Stage for:
Intl. Appl. No.: PCT/EP2004/008470
Intl. Filing Date: July 29, 2004
For: **A Process for Preparing L-Threonine**
Inventor(s): Kruse, *et al.*
Atty. Dkt.: 7601/88025

Sir:

The following documents are being forwarded herewith for appropriate action by the U.S. Patent and Trademark Office:

1. Application Data Sheet;
2. A copy of PCT/EP2004/008470 as filed on July 29, 2004, and naming as inventor(s):

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Daniela Kruse
Thomas Hermann
Georg Thierbach
Mechthild Rieping

3. Preliminary Amendment;
4. The marked-up copy of the Substitute Specification;
5. Submission of the Substitute Specification;
6. The Substitute Specification, comprising:
 - 37 pages of Specification (numbered as pages 1-37),
 - 6 pages of Claims (numbered as pages 38-43),
 - a one-page Abstract (numbered as page 44), and
 - 14 pages of Sequence Listing (numbered separately as pages 1-14);
7. A 3.5 inch computer diskette containing a computer readable form of the Sequence Listing;
8. A copy of the PCT Request;
9. A copy of the PCT application, as published;
10. A copy of the International Search Report;
11. A copy of the Written Opinion of the International Searching Authority;
12. General Authorization for Petition for Extension of Time Under 37 C.F.R. § 1.136(a)(3);
13. General Authorization to Charge Deposit Account;
14. A copy of PCT/IB/304, Notification Concerning Submission or Transmittal of the Priority Document;

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15. A copy of PCT/IB/308 Notice Informing the Applicant of the Communication of the International Application to the Designated Offices; and
16. Two (2) return postcards.

This application represents U.S. national stage of international application PCT/EP2004/008470, which had an international filing date of July 29, 2004. The international application claims priority to German applications 103 37 028.5, filed on August 12, 2003; and 10 2004 029 639.1, filed on June 18, 2004. In addition, the international application claims priority to United States provisional application 60/494,566, filed on August 13, 2003. The present application claims priority to these previously filed counterparts and incorporates them by reference.

In compliance with 37 C.F.R. § 1.821(f), Applicants' undersigned attorney hereby states that the content of the paper and computer readable copies of the Sequence Listing submitted herewith are the same.

Fee Calculation

Applicant(s) calculate the filing fee as follows:

	Total		No. Extra	Rate	Fee
Basic National Stage Filing Fee					\$ 300.00
National Stage Search Fee (Search Report prepared and provided to USPTO)					400.00
National Stage Examination Fee					200.00
Natl. Stage Application Size Fee				\$ 250.00	
Claims in Excess of 20	21	20 =	1	\$ 50.00	50.00
Independent Claims in Excess of 3	1	3 =	0	\$ 200.00	0.00
Multiple Dependent Claims Fee				\$ 360.00	0.00
TOTAL FEES DUE					\$ 950.00

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The Director is hereby authorized to charge the fees listed above to our Deposit Account No. 06-1135 under Order No. 7601/88025. The Director is also authorized to charge any fee deficiency with respect to this filing and any other fee required in connection with the present case, or credit any overpayment, to our Deposit Account No. 06-1135 under Order No. 7601/88025.

Correspondence in this case should be directed to Michael A. Sanzo at the address associated with Customer No.:

42798.

It is respectfully requested that the enclosed postpaid postcards be stamped with the serial number and the date the enclosed documents are received by the PTO and that they be returned as soon as possible.

Respectfully requested,

FITCH, EVEN, TABIN & FLANNERY



Michael A. Sanzo
Attorney for Applicants
Registration No. 36,912

MAS:ct
Enclosures

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

Kruse, *et al.*

U.S. Natl. Phase of: PCT/EP2004/008470

Intl. Filing Date: July 29, 2004

Filed: herewith

Appl. No.: to be assigned

For: **A Process for Preparing L-Threonine**

Art Unit: to be assigned

Examiner: to be assigned

Atty. Dkt.: 7601/88025

Submission of Substitute Specification

Commissioner of Patents
U.S. Patent and Trademark Office
Customer Service Window, **MS PCT**
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

Submitted herewith is the Substitute Specification. Applicants hereby state that the amendments made to the Substitute Specification do not add new matter to the application, and request that the Substitute Specification be used in future prosecution.

Respectfully submitted,

FITCH, EVEN, TABIN & FLANNERY

By Michael A. Sanzo

Michael A. Sanzo

Reg. No. 36,912

Attorney for Applicants

Date February 9, 2006

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